G R S App F IX 4]

1947-48

File No 20-47

*Previous References*

(Jud)

Serial Nos 7-9

*Later References*

# GENERAL AND REVENUE SECRETARIAT

*Serial Nos* Three

**Part B for** April 48

SUBJECT

Acquisition of certain properties in Tawkere Town for the formation of a Conservancy Lane

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L 15412-15 — 3 Inwards

Re Dis Chief-
-magistrate
" — Comptroller to
" Compiler for
" Comm. Lr

Lawsons Re —

Hy

8044/L 21.11.17.1

Acquisition Sites Nos 2237 - 2238 and 2239 in the Jarakere Town for the formation of Conservancy Lane.

Log Comng: Kadur District

No LAL/97/2017-18 Dt. 25.3.17

Proposals for Sanction and publication in the gazette declaration Statements in Respect of acquisition of Sites No 2237 2238 and 2239 in the Jarakere Town for the formation of a Conservancy lane

1) The acquisition of the above Sites is intended for the formation of a Conservancy land lane behind houses Nos 2310 and 2311 which was Resolved to be taken up by the Municipal Council at its meeting held on 5.3.16 on the application of Mr Eswarappa Siddappa who has agreed to bear the entire cost of acquisition the Municipal Council is not paying any Share of the Cost

Flag 'A'

owner of house No 2311

2) preliminary notifications calling for objections were issued in No L 5058/ml 20-46-17 dated 22.10.16 and no objections are stated to have been received though the parties

Flag 'B'

Concerned have not signed the preliminary notification

3) The enclosed chellan for the Credit of Rs 38-13-0 towards the Cost of acquisition paid by Mr Eswarappa Siddi Shows that the amount has not passed through the Municipal accounts as the credit is in the name of the Land Acquisition Officer, Jaikere

4) Since the formation of the Conservancy Lane is intended mainly for the convenience of the applicant Mr Eswarappa Siddi, and the Municipal Council is not paying any Share of the Cost of acquisition, and also as the amount paid by the applicant has not passed through the Municipal accounts it is for Consideration whether it would be in order to Regard the Lane as in public Convenience and the acquisition as Recommended by the Dy Commr

5) A Rough Sketch of the Spot prepared by the Sanitary Inspector Showing the lie of the proposed Conservancy Lane is enclosed Flag 'D'

1) Please ask the Municipality whether for the above reasons the application might be considered favourably for a public purpose.

Sd/- [illegible]

8044/L 3020

7) A draft letter to the D.C. Kamrup Shri ... put up for appl
Rec 16/4/47

8) ... for ...

9) ... 4/4

10) ... 21/4/47

... SECTION
21 APR 1947
... SECTT

To
The D.C. - Kamrup (Metro)
No L 14841 dt 25.4.47
Calls for information

Sub A.

From
The Deputy Commissioner
Chirakmagalur District

Letter No AH L 19/46-47 dated 4-12-47

States that a final report will be submitted on receipt of report from the Sub Divisional officer Tarikere

Subd for perusal
18/12 Pr 1.1.47

Sub A
18/12
Pr

From

8044/40746

Acquisition of S Nos 2237, 2238 and 2239 in Tarikere Town for the formation of a conservancy lane

From

The Deputy Commissioner

Chickmagalur District

No A4 L A 19/46-47 dated 12-1-1948

Furnishes the information called for vide

Sales (11) It is reported that the formation of the conservancy lane, though taken up at the instance of Eswara Siddha will improve the Sanitation in the locality and that the acquisition of the properties in question was taken up at the resolution of the Municipal Council and the transaction made was a transfer & transaction, debiting Municipal Funds

(12) In the circumstances reported, the Deputy Commr considers that the acquisition of the properties in question may be considered as for a public purpose & requests sanction thereto

Office & the declaration Statements in duplicate are for approval or other orders

LS 22/1/48 (13) As the entire cost of acquisition is met by a private person, the case does not appear to come under the purview of section 6(1) of the Land Acqn Regn and cannot perhaps be said to be for a public purpose

For 23-1-48

4078/mk

14) This is a case in which the opinion of the Law Deptt would be necessary. It may perhaps be obtained

4178/ W

7317/26/11

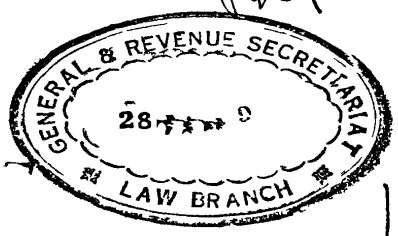
Revsecy absent at Delhi for 28/1/48

revsecy for 23/1/48

In favour of opinion under Leg. Law section

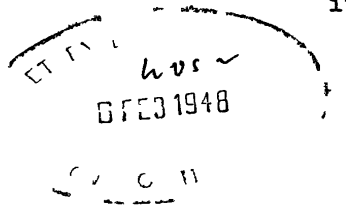
Leg. wee 15) for 28/1/48

for 28/1




16) A public purpose is one wherein the general interest of the community as opposed to the particular interest of individuals is directly and vitally concerned If the acquisition is made with any indirect motive of personal gain, it cannot be for a public purpose In the present case, the Subdivision Officer reports (Fl K) that the acquisition will improve the general sanitation of the locality in addition to removal of filth etc It appears to benefit also others mentioned in the report If the acquisition is initiated by the Municipality and the cost is to be met by the Municipality it may be construed a public purpose

A




Law Secy) for 6/1

Addl Secy L & C wee) 17) 7/2

for 8/1

18) Subd for orders — refer paras 14-15 Secy

for 9/1/48

68 13/2/48 Pr 19/2/48 19) Diff for Secy to agree may be perhaps, in view of the opinion of Secy

for 14/1/48

20) Sealed dft g o placed below is for appl

13/14/2/48 The legal opinion is to the effect that the Corp also should be met by the Municipality for the purpose of the acqn to be construed as a public purpose, but the point whether the transfer transaction in this case would meet the needs of the case, has not been clarified If this is not enough the Municipality may have to be asked to make at least a token grant of a rupee or two

P. 16.2.48

with the addition of the

print as suggested above, the dft g o might be approved This would satisfy the fiduciary requirements of Law and would be along the lines of recent

new leases 16.2.48

The above proposal may be approved & the acqn sanctioned

Minister

L.S. 8

THE INSTITUTE FOR LOCAL SELF GOVERNMENT
No 1504
Date 585

REVENUE SECRETARY
I 2/3
GOVERNMENT OF MYSORE

VVS
P.C.
22/2/48

8
18/2/48
19.2.48

8
21/3

Agree
Minister

4078
ML

To,

The Deputy Commr Chikmaglur Dt

The Commr for Land Records Survey & Settlt

The Comptroller to Govt

The Compiler, Mysore Gazette

G O No L 15412-5/ML 20-47-8
1-4-48

Sanctions the acquisition of sites Nos 2237, 2238 and 2239 in Tarikere Town

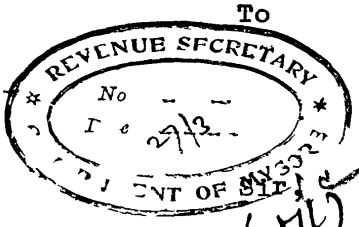
B
13/4/48

No A4 L +A.19/46-47 Office of the Deputy Commissioner,
Enc file. Kadur District,
Chickmagalur, dated the 25th March 1947

From

The Deputy Commissioner,
Kadur District

To




The Secretary to the Government
of His Highness the Maharaja of Mysore ,
Revenue Department,
BANGALORE

Adverting to your letter No L 5058M1 20-46-17 dated 22nd October 1946, I have the honour to forward herewith for favour of sanction and publication in the Mysore Gazette, Declaration Statements in Duplicate both in English and Kannada, in respect of the acquisition of properties noted therein of Tarikere Town required for the formation of a conservancy lane.

2 The estimated cost of acquisition of these lands has already been deposited in Tarikere Taluk Treasury It is reported that no objections are received in this behalf

3 The Land Acquisition Officer, Tarikere may be appointed to perform the functions of a Deputy Commissioner, under the Land Acquisition Act and authorised to take order of the acquisition ofthe lands in question

4. Twenty-five copies of Kannada Declaration statement may, it is requested be kindly arranged to be supplied to the Tarikere Land Acquisition Officer from the Government Press direct.

5 The entire records ending with Memo No L A P 3/46-47 dat 17th February 1947 from the Tarikere Land Acquisition Officer, accompany

I have the honour to be
Sir,
Your most obedient servant,

Deputy Commissioner,
Kadur District

HPR 2

No L/4841/W.R.

Dt. 25.4.47

To

The Dy Commr

Kadur district

---

Sir

With Reference to your letter no A 4 LA 19/46-47 dated 25.3.47 forwarding for sanction and publication in the gazette declaration statements in respect of acquisition of certain properties in the Jarakunte town for the formation of a ~~Cons~~ Conservancy lane, I am directed to state observe that the formation of the conservancy lane in question as seen from the records is intended primarily for the convenience of Mr Eswara Siddappa who is bearing the entire cost of acquisition and that ~~are~~ even a fraction of the cost thereof being paid by the Municipality. ~~Thereafter~~ Further, it is seen from the enclosed treasury challan that the amount paid by the applicant towards the cost of acquisition of the above properties has not passed through the accounts of the Municipality, who, the Remittance having been made in the name of the Land Acquisition officer, Jarakunte

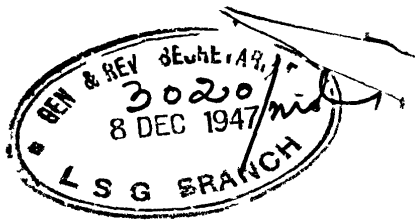
In view of the foregoing

Reasons it may be explained as the acquisition of the properties may be considered to be for a public purpose

Records accompany for Reference and Retainement

H.L 4/4
Sey.

Rec 16/4/47

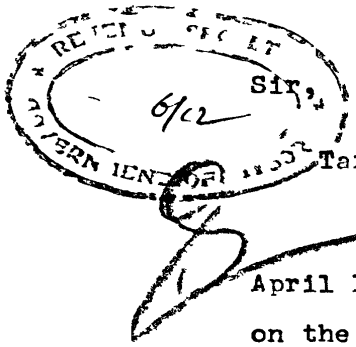



No A4-L A 19/46-47

Office of the Deputy Commissioner,
Chickmagalur District,
Chickmagalur, dated the 4th December 1947

To

The Secretary to Government,
Revenue Department,
Bangalore



Sir,

Subject - Acquisition of certain properties in Tarikere Town for the formation of a conservancy lane

With reference to your letter No 14841 dated 25th April 1947 and subsequent reminder No L 11392 dated 29-11-47 on the above subject, I have the honour to state that the record is pending with the Sub Division Officer, Tarikere since 29-4-1947 and the same has not been received in this Office with the required information despite several reminders issued to him in this behalf He has been again reminded today to expedite the same, on the receipt of which, a final reply will be sent to Government.

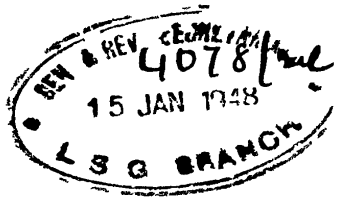
I have the honour to be
Sir,
Your most obedient servant,

Deputy Commissioner,
Chickmagalur District.

HPR

ml 20-47-7

No A4-T A 19/46 Office of the Deputy Commissioner,
Chickmagalur District,.
Chickmagalur dated the 12th January 1948




To

The Secretary to Government,
Revenue Department,
Bangalore

Sir,

Subject - Acquisition of certain properties in Tarikere Town for the formation of a Conservancy lane

Adverting to your letter No L 14841 dated 25th April 1947 returning the connected records with the observation that the formation of the conservancy lane is intended primarily for the convenience of Eswara Sidde, I have the honour to retransmit the entire file of records received with Memo No L A P 3/46-47 dated 23rd December 1947 from the Sub Division Officer, Tarikere and to state that it is reported by the Sub Division Officer, Tarikere in his letter No IAP 3/46-47 dated 17th December 1947, that the intended acquisition of the properties may be construed to be for a public purpose in the circumstances explained therein The formation of the Conservancy lane, though taken up at the instance of Eswara Siddhe as seen from the records, will improve the sanitation in the locality

With regard to the other observation viz , that the amount paid by the applicant towards cost of acquisition has not passed through the accounts of the Municipality, it may be stated that the acquisition of the properties in question was taken up at the resolution of the Municipal Council It may be seen from the duplicate chellan that though the remittance was, as observed by Government, made in the name of the Land Acquisition Officer, Tarikere, the transaction was a transfer transaction debiting Municipal Funds

In view of the foregoing circumstances, I am of opinion

**DRAFT**

SUBJECT

Section ML

File No 20-47

Serial No 8

Five Copies

*Proceedings of the Government of His Highness the Maharaja of Mysore*

Diary No of letter

replied to 4078

Read correspondence ending with letter No A L A 19 dated 25-3-47 from the Deputy Commissioner, Chickmagalur ~~Kadur~~ District recommending sanction to the acquisition of Sites Nos 2237, 2238 and 2239 in ~~the~~ Tarikere town/~~village of~~ Tarikere taluk required for the formation of a Conservancy Cart

Date of issue 1-4-48

Signed by MV Janao

L.dis 412

Order No _____ Dated, Bangalore 1-4-48

Acqu officer

~~Acq~~

The acquisition of the properties recommended above is sanctioned, the ~~Assistant Commissioner in charge~~ Land of ~~the~~ Tarikere ~~Sub Division~~ being appointed to perform the functions of a Deputy Commissioner under the Land Acquisition Act and authorised to take order for the acquisition of the said properties

2 The declaration statements in English and Kannada will be forwarded to the Compiler, Mysore Gazette for publication

3 The cost of acquisition will be met ~~of the~~ amount deposited in Tarikere Taluk Treasury for the purpose. A Sum of Rupees one thousand may be credited out of the municipal funds towards payment of compensation

for Secretary to Government,
Revenue Department.

P T O

To
The Deputy Commissioner, Chickmagalur District,
with records
The Commissioner for Land Records Survey and Settlement,
in Mysore
The Comptroller to Government
The Compiler, Mysore Gazette for publication in Part III-1
of the Gazette and supply of 25 copies of the Kannada
Notifications to the Sub-Division Officer of Tarikere

F. 1345 –

Proceedings of the Govt of His Highness the Maharaja of Mysore.

Read --

Correspondence ending with letter No A L A 19/46-47 dated 25-3-47 from the Deputy Commissioner, Chikmagalur District, recommending sanction to the acquisition of sites Nos 2237, 2238, and 2239 in Tarikere town, Tarikere taluk required for the formation of a conservancy lane

Order No L 15412-57 mh. 20-47-8

Dated, Bangalore 1-4-48

The Acquisition of the properties recommended above is sanctioned, the Land Acquisition Officer, Tarikere being appointed to perform the functions of a Deputy Commissioner under the Land acquisition Act and authorised to take order for the acquisition of the said properties.

2 The declaration statements in English and Kannada will be forwarded to the Compiler, Mysore Gazette, for publication

3. The cost of acquisition will be met out of the amount deposited in Tarikere Taluk Treasury for the purpose A sum of Rupee one atleast may be credited out of the Municipal funds towards payment of compensation..

For Revenue Secretary to Government

To

The Deputy Commissioner, Chikmagalur Dt with records
The Commissioner for Land Records Survey and Settlement in Mysore
The Comptroller to Government
The Compiler, Mysore Gazette for publication in Part III-1 of the Gazette and supply of 25 copies of the Kannada Notifications to the Sub Division Officer, Tarikere

SS/21-3-48

L A 15] **Land Acquisition Notification**

G O No 1 15446/mh 20-47-9
1-4-48

Under Section 6 of the Land Acquisition Act No VII of 1894 it is hereby declared that the land described hereunder is required for a public purpose *viz* Conservancy lane

and under Sections 7 and 3 (c) of the said Act the Assistant Commissioner in charge of Dharwar Sub Division is authorised to take order for the Acquisition of the said land

Kadur District Tarikere Taluk Tarikere Hobli

Tarikere Town Village

Survey No 2237

in the Khate of Byramma and
in the anubhava of Do
and bounded on the North by Survey No Vacant South by
Survey No 2238 East by Survey No 2311
and West by Survey No 2237 the area required
being 11X6 Sq feet assessed at

Sole Survey No 2238

in the Khate of Kamyamma and
in the anubhava of Veeramma
and bounded on the North by Survey No 2237 South by
Survey No 2239 East by Survey No 2311
and West by Survey No 2238 the area required
being 10X6 Sq feet assessed at

Sole Survey No 2239

in the Khate of Kamyabba and
in the anubhava of Do
and bounded on the North by Survey No 2238 South by
Survey No Conservancy East by Survey No 2310
and West by Survey No 2239 the area required
being 31X9 Sq feet assessed at R 0

Land Acquisition Officer 5/4 Asst Comr

Survey No

in the Khate of and

in the anubhava of

and bounded on the North by Survey No South by

Survey No East by Survey No

and West by Survey No the area required

being assessed at

Survey No

in the Khate of and

in the anubhava of

and bounded on the North by Survey No South by

Survey No East by Survey No

and West by Survey No the area required

being assessed at

Survey No

in the Khate of and

in the anubhava of

and bounded on the North by Survey No South by

Survey No East by Survey No

and West by Survey No the area required

being assessed at

Survey No

in the Khate of and

in the anubhava of

and bounded on the North by Survey No South by

Survey No East by Survey No

and West by Survey No the area required

being assessed at

Survey No

in the Khate of and

in the anubhava of

and bounded on the North by Survey No South by

Survey No East by Survey No

and West by Survey No the area required

being assessed at

WD 02295—GPB—15 000—2 10 43

L 15446/ML 20-09-9

L. A. 19

ಇನ್ಸ್ಟ್ರಾಮೆಂ

ಸರ್ಕಾರಿ ಹುಕುಂ ನಂಬರು 1-4-48

1894ನೆಯ ವರ್ಷದ 7ನೆಯ ಆಕ್ಟಿಜಿಷ್ಟ್ ಆಕ್ಟಿನ 6ನೆಯ ಪ್ರಕರಣವನ್ನನುಸರಿಸಿ ಇದರಿಂದ ಪ್ರಸಿದ್ಧಪಡಿಸುವುದೇನೆಂದರೆ — ಇದರಡಿ ವಿವರಿಸಿರುವ ಜಮೀನು ಸರ್ಕಾರಿ ಕೆಲಸಕ್ಕೆ ಬೇಕಾಗಿದೆ ಎಂದು ತೀರ್ಮಾನವಾಗಿದೆ

ಅವಶ್ಯಕವಾಗಿದೆ ಪ್ರಸ್ತುತ ಮೇಲ್ಕಂಡ ಆಕ್ಟಿನ 7 ಮತ್ತು 8(c) ಪ್ರಕರಣಗಳನ್ನನುಸರಿಸಿ ತಹಶೀಲ್ದಾರ್ ಚಾರ್ಜಿನಲ್ಲಿರುವ ಅಸಿಸ್ಟೆಂಟ್ ಕಮೀಷನರಿಗೆ ಸದರಿ ಜಮೀನನ್ನು ಹೊಂದುವುದಕ್ಕೆ ಕ್ರಮಜರುಗಿಸಲು ಅಧಿಕಾರ ಕೊಟ್ಟಿದೆ

ಕಡೂರು ತಾಲ್ಲೂಕು ಕಡಿದೇವರಹಳ್ಳಿ ಗ್ರಾಮ

ಸರ್ವೆ ನಂಬರು 2237

ಯವರ ಖಾತೆಯಲ್ಲಿರುವ

ರವರ ಅನುಭವದಲ್ಲಿ

ರುವ ಪ್ರಸ್ತುತ ಈ ರೀತಿ ಚಕ್ಕುಬಂದಿಯುಳ್ಳ — ದಕ್ಷಿಣಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2238

ಉತ್ತರಕ್ಕೆ ಸರ್ವೆ ನಂಬರು ಅಂತಿಕೆಪೂರ್ವಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2311

ಪಶ್ಚಿಮಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2237 ಈ ಪ್ಲೈಕಿ ಬೇಕಾಗಿರುವ ಜಮೀನು

ವಿಸ್ತೀರ್ಣ 11X67 ಚದರ ಆಕಾರ

ಸರ್ವೆ ನಂಬರು 2238

ಯವರ ಖಾತೆಯಲ್ಲಿರುವ

ರವರ ಅನುಭವದಲ್ಲಿ

ರುವ ಪ್ರಸ್ತುತ ಈ ರೀತಿ ಚಕ್ಕುಬಂದಿಯುಳ್ಳ — ದಕ್ಷಿಣಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2239

ಉತ್ತರಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2237 ಪೂರ್ವಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2311

ಪಶ್ಚಿಮಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2238 ಈ ಪ್ಲೈಕಿ ಬೇಕಾಗಿರುವ ಜಮೀನು

ವಿಸ್ತೀರ್ಣ 10X67 ಚದರ ಆಕಾರ

ಸರ್ವೆ ನಂಬರು 2239

ಯವರ ಖಾತೆಯಲ್ಲಿರುವ

ರವರ ಅನುಭವದಲ್ಲಿ

ರುವ ಮತ್ತು ಈ ರೀತಿ ಚಕ್ಕುಬಂದಿಯುಳ್ಳ — ದಕ್ಷಿಣಕ್ಕೆ ಸರ್ವೆ ನಂಬರು ರಸ್ತೆ

ಉತ್ತರಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2238 ಪೂರ್ವಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2310

ಪಶ್ಚಿಮಕ್ಕೆ ಸರ್ವೆ ನಂಬರು 2239 ಈ ಪ್ಲೈಕಿ ಬೇಕಾಗಿರುವ ಜಮೀನು

ವಿಸ್ತೀರ್ಣ 31X9 ಚದರ ಆಕಾರ

ಕಸ್ತಿ

ಸಹಾಯಕ ಕಮೀಷನರ್,

ಇವರ ಅನುಭವದಲ್ಲಿ

ರುವ ಮತ್ತು ಈರೀತಿ ಚಕ್ಕುಬಂದಿಯುಳ್ಳ—ದಕ್ಷಿಣಕ್ಕೆ ಸರ್ವೆ ನಂಬರು
ಉತ್ತರಕ್ಕೆ ಸರ್ವೆ ನಂಬರು —ಪೂರ್ವಕ್ಕೆ ಸರ್ವೆ ನಂಬರು
ಪಶ್ಚಿಮಕ್ಕೆ ಸರ್ವೆನಂಬರು ಈ ಪೈಕಿ ಬೇಕಾಗಿರುವ ಜಮೀನಿನ
ವಿಸ್ತೀರ್ಣ ಆಕಾರ

ಯವರ ಖಾತೆಯಲ್ಲಿರುವ
ರವರ ಅನುಭವದಲ್ಲಿ

ರುವ ಮತ್ತು ಈ ರೀತಿ ಚಕ್ಕುಬಂದಿಯುಳ್ಳ—ದಕ್ಷಿಣಕ್ಕೆ ಸರ್ವೆ ನಂಬರು
ಉತ್ತರಕ್ಕೆ ಸರ್ವೆ ನಂಬರು ಪೂರ್ವಕ್ಕೆ ಸರ್ವೆ ನಂಬರು
ಪಶ್ಚಿಮಕ್ಕೆ ಸರ್ವೆ ನಂಬರು ಈ ಪೈಕಿ ಬೇಕಾಗಿರುವ ಜಮೀನು
ವಿಸ್ತೀರ್ಣ ಆಕಾರ

ಸರ್ವೆ ನಂಬರು

ಯವರ ಖಾತೆಯಲ್ಲಿರುವ
ರವರ ಅನುಭವದಲ್ಲಿ

ರುವ ಮತ್ತು ಈ ರೀತಿ ಚಕ್ಕುಬಂದಿಯುಳ್ಳ—ದಕ್ಷಿಣಕ್ಕೆ ಸರ್ವೆ ನಂಬರು
ಉತ್ತರಕ್ಕೆ ಸರ್ವೆ ನಂಬರು ಪೂರ್ವಕ್ಕೆ ಸರ್ವೆ ನಂಬರು
ಪಶ್ಚಿಮಕ್ಕೆ ಸರ್ವೆ ನಂಬರು ಈ ಪೈಕಿ ಬೇಕಾಗಿರುವ ಜಮೀನು
ವಿಸ್ತೀರ್ಣ ಆಕಾರ

ಸರ್ವೆ ನಂಬರು

ಯವರ ಖಾತೆಯಲ್ಲಿರುವ
ರವರ ಅನುಭವದಲ್ಲಿ

ರುವ ಮತ್ತು ಈ ರೀತಿ ಚಕ್ಕುಬಂದಿಯುಳ್ಳ—ದಕ್ಷಿಣಕ್ಕೆ ಸರ್ವೆ ನಂಬರು
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